

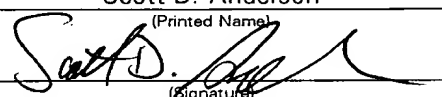


Atty. Dkt. No. 026167-0618

RCE \$  
10/31/02  
mel

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ferguson et al.  
Title: SYSTEM AND METHOD OF  
DETERMINING A  
KNOWLEDGE  
MANAGEMENT SOLUTION  
Appl. No.: 09/382,141  
Appl. Filing Date: 08/24/1999  
Examiner: C. Colon  
Art Unit: 2163

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: <b>Commissioner for Patents, Washington, D.C. 20231.</b>	
EV 004219366	10/15/02
(Express Mail Label Number)	(Date of Deposit)
Scott D. Anderson	
(Printed Name)	
	
(Signature)	

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Commissioner for Patents  
Box RCE  
Washington, D.C. 20231

**RECEIVED**  
OCT 21 2002  
Technology Center 2100

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

- ☐ Please enter and consider the amendment/reply previously filed on \_\_\_\_.
- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on \_\_\_\_ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on \_\_\_\_.
- ☐ Other \_\_\_\_.

10/18/2002 CNGUYEN 00000100 061447 09382141

01 FC:1801  
02 FC:1252

34.00 CH

740.00 OP  
366.00 OP

34  
406.00

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OCT 23 2002  
**GROUP 3600**

## b. Enclosed are:

- ☒ Amendment/Reply.
- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO-1449 with copies of \_\_\_ listed reference(s).
- ☒ Communication.

## Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e)				\$740.00	\$740.00
Total Claims:	42	31	11	x \$18.00	\$198.00
Independents:	5	5	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$938.00

- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the second month:	\$400.00	\$400.00
<input type="checkbox"/> Extension for response filed within the third month:	\$920.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,440.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$1,960.00	\$0.00
EXTENSION FEE TOTAL:		\$400.00
CLAIMS AND EXTENSION FEE TOTAL:		\$1338.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
<input type="checkbox"/> Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
TOTAL FEE:		\$1338.00

Applicants note the extension of time is to be calculated from the mailing date of the Advisory Action because the response to the final Office Action was filed within two months of the mailing of the final Office Action. Thus, the three-month shortened

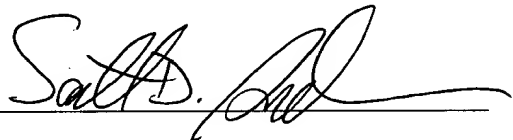
statutory period for reply set in the final Office Action expires as of the mailing date of the Advisory Action. Accordingly, the extension fee required pursuant to 37 C.F.R. § 1.17 should be calculated from the mailing date of the Advisory Action. The final Office Action was mailed on May 6, 2002, the Reply and Amendment to the final Office Action was filed on Monday, July 8, 2002, and the Advisory Action was dated August 14, 2002. This RCE is being filed on Tuesday, October 15, 2002 (Applicants note that the PTO was closed on Monday, October 14, 2002).

- [ X ] A check in the amount of \$1106.00 to partially cover the total fee is enclosed.
- [ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 10/15/02

By 

FOLEY & LARDNER  
777 East Wisconsin Avenue  
Milwaukee, Wisconsin 53202-5367  
Telephone: (414) 297-5740  
Facsimile: (414) 297-4900

Scott D. Anderson  
Attorney for Applicant  
Registration No. 46,521